

PATENT



Docket No. A-70385-2/RBC/VEJ

Matter No. 463678-00212

Application No. 10/775,829

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Inventor :	Brian M. ADAMS <i>et al.</i>	
Appln. No. :	10/775,829	
Filed :	February 9, 2004	Group Art Unit : 3754
Title :	Closure Having Rotatable Spout and Axially Movable Stem	Examiner : Prior: Frederick C. Nicolas

**DECLARATION AND POWER OF ATTORNEY  
FOR UTILITY PATENT APPLICATION  
(37 C.F.R. § 1.63)**

As a below named inventor, I hereby declare that my mailing address and citizenship are as stated below.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter that is claimed and for which a patent is sought on the invention entitled:

**CLOSURE HAVING ROTATABLE SPOUT AND AXIALLY MOVABLE STEM**

the specification of which:

- ☐ is attached hereto OR
- ☒ was filed on February 9, 2004 as United States Application No. 10/775,829 or PCT International Application No. \_\_\_\_\_ (Docket No. A-70385-2/RBC/VEJ; Matter No. 463678-00212) and as the application was amended on \_\_\_\_\_ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information known to me that is material to patentability as defined in 37 C.F.R. 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

**PRIOR FOREIGN APPLICATION(S)**

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
				Yes	No
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**PRIOR PROVISIONAL APPLICATION(S)**

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YYYY)

**POWER OF ATTORNEY**

I hereby appoint the Dorsey & Whitney LLP attorneys and agents associated with **Customer Number 32940** to prosecute the patent application identified above and to transact all business in the Patent and Trademark Office connected therewith, including full power of association, substitution, and revocation.

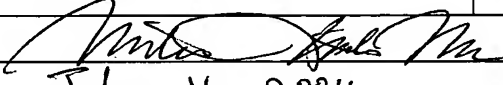
**PLEASE DIRECT ALL CORRESPONDENCE TO:**

The address associated with **Customer Number: 32940**, currently:

Name	Robert B. Chickering
Address	DORSEY & WHITNEY LLP Four Embarcadero Center Suite 3400 San Francisco, California 94111-4187
Telephone	(415) 781-1989
Fax	(415) 398-3249

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

<b>Sole or First Inventor:</b>	Given Name (first and middle [if any])	Family Name or Surname
Name	Brian M.	ADAMS
Inventor's Signature		
Date		
Residence (City, State, Country)	Newark, California	
Citizenship	United States	
Post Office Address	c/o Portola Packaging, Inc. 890 Faulstich Court San Jose, California 95112	

<b>Second Inventor:</b>	Given Name (first and middle [if any])	Family Name or Surname
Name	Mike Xiaoli	MA
Inventor's Signature		
Date	July 4, 2004	
Residence (City, State, Country)	San Jose, California	
Citizenship	United States	
Post Office Address	c/o Portola Packaging, Inc. 890 Faulstich Court San Jose, California 95112	

**POWER OF ATTORNEY**

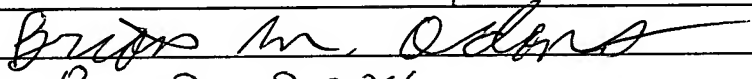
I hereby appoint the Dorsey & Whitney LLP attorneys and agents associated with **Customer Number 32940** to prosecute the patent application identified above and to transact all business in the Patent and Trademark Office connected therewith, including full power of association, substitution, and revocation.

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<b>Sole or First Inventor:</b>	Given Name (first and middle [if any])	Family Name or Surname
Name	Brian M.	ADAMS
Inventor's Signature		
Date	8-2-2004	
Residence (City, State, Country)	Newark, California	
Citizenship	United States	
Post Office Address	c/o Portola Packaging, Inc. 890 Faulstich Court San Jose, California 95112	

<b>Second Inventor:</b>	Given Name (first and middle [if any])	Family Name or Surname
Name	Mike Xiaoli	MA
Inventor's Signature		
Date		
Residence (City, State, Country)	San Jose, California	
Citizenship	United States	
Post Office Address	c/o Portola Packaging, Inc. 890 Faulstich Court San Jose, California 95112	

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**POWER OF ATTORNEY BY ASSIGNEE**

The undersigned assignee of the entire interest in application for letters patent entitled: *CLOSURE HAVING ROTATABLE SPOUT AND AXIALLY MOVABLE STEM* and having the named inventors: Brian M. ADAMS and Mike Xiaoli MA, and bearing Application No. 10/775,829 filed on February 9, 2004 hereby appoints, both jointly and severally, as my attorneys with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith, the Dorsey & Whitney LLP attorneys and agents associated with Customer Number 32940.

In accordance with 37 CFR § 3.73 the assignee hereby certifies that the evidentiary documents with respect to its ownership have been reviewed and that, to the best of assignee's knowledge and belief, title is in the assignee seeking to take this action.

Direct all telephone calls to Robert B. Chickering at (415) 781-1989.

Address all correspondence to:

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Facsimile: (415) 398-3249

Assignee: Portola Packaging, Inc.

Date: July 28, 2004

By: Daniel Luch  
(typed or printed name)

Signature: Daniel Luch

Title: V.P. - I.P.

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